

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application Number	: 10/761,864	Confirmation No.:	3151
Applicant	: Richard Paul WHITE, <i>et. al</i>		
Filed	: January 20, 2004		
Title	: AN UNSOLICITED MESSAGE DIVERTING COMMUNICATIONS PROCESSOR		
TC/Art Unit	: 2152		
Examiner:	: Thomas J. Dailey		
Customer No.	: 36,215		
Docket No.	: 010-CON1		

INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In compliance with the Applicants' duty under 37 CFR 1.97-98, the following information is brought to the attention of the Examiner. The items are listed on the attached electronic Form PTO/SB/08A. The Applicants respectfully request that the documents be made of record in the above-referenced application.

Applicant discloses that in an office action mailed on April 9, 2008 directed towards commonly owned U.S. Patent Application No. 10/972,765 filed on October 25, 2004, Examiner Frink cites U.S. Patent Nos. 6,226,668 (Patent Cite No. 1 on attached PTO/SB/08A), and 6,199,102 (Already cited by Applicant in IDS filed on March 28, 2006); and U.S. Patent Publication Nos. 2003/0131063 and 2003/0200202 (Patent Publication Cite Nos. 1-2 on attached PTO/SB/08A).

The items identified in this Information Disclosure Statement may or may not be “material” pursuant to 37 CFR 1.56 and the submission thereof by Applicants shall not be construed as an admission that any such patent, publication or other information referred to therein is material or considered to be material (37 CFR 1.97(h)), or even qualifies as “prior art” under 35 U.S.C. § 102 with respect to this invention unless specifically designated by Applicants as such.

The filing of this Information Disclosure Statement shall not be construed to mean that a search has been made or that no other material information, as defined in 37 CFR 1.56, exists.

The attached IDS is being filed in accordance with 37 CFR §§ 1.97 and 1.98. This IDS is believed to be timely in that it is being submitted under 37 CFR § 1.97(b)(3), that is before the mailing of a first Office Action on the merits. Thus, no petition or fee is required.

Respectfully submitted,

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